

Town Board Meeting Agenda
March 21, 2022
Meeting No. 6

THIS MEETING IS BEING RECORDED



1. ***Roll Call:***
2. ***Pledge of Allegiance:***
3. ***Invocation – David Mazur, Council Member***
4. ***Persons Addressing the Town Board (on prefiled or suspended resolutions only):***

The Town Board will hear the concerns of persons desiring to address the Town Board on any **prefiled or proposed suspended resolutions** for a period of thirty (30) minutes.

Procedure

1. Raise his/her hand and be recognized by the Supervisor.
2. Give his/her name and address to the Town Clerk.
3. Speak directly to the Town Board members, not the audience, using the microphone provided.
4. Speak **once for five (5) minutes or less**, unless the Town Board grants a speaker an extension of this time limit.

5. ***Public Hearings at 7:15 P.M.: None***
6. ***Official Reports:***
7. ***Report of Town Board Committees:***
8. ***Presentation of prefiled resolutions by Town Board Members:***
 1. Ruffino/ _____ Approve Minutes Of The Regular Meeting Of The Town Board Held March 7, 2022
 2. Ruffino/ _____ Approve Audited Claims
 3. Mazur/ _____ Acknowledge Issuance Of Building Permits
 4. Ruffino/ _____ Grant Permission To Lancaster Town Band Re: Youth Bureau Band Shell [Band Shell]
 5. Burkard/ _____ Confirm Membership Roster Twin District VFC [Twin District VFC]
 6. Mazur/ _____ Set Public Hearing Re: Special Use Permit ESG Properties of WNY, LLC 6125 Genesee Street [Special Use Permit: 6125 Genesee Street]
 7. Mazur/ _____ Authorize Special Use Permit Dish Wireless, LLC 5051 Transit Road [Special Use Permit: 5051 Transit Road]
 8. Ruffino/ _____ Authorize Supervisor To Execute Memorandum Of Agreement Re: Hull House Foundation [Hull House Foundation]
 9. Mazur/ _____ Set Public Hearing Re: Special Use Permit 7-Eleven, Inc. 4949 Transit Road [Special Use Permit: 4949 Transit Road]

10. Ruffino/_____ Memorialize Grant Program Re: Re-Tree Public Lands [Legislation: Re-Tree]
11. Ruffino/_____ Appoint Kathy L. Brunner Recreation Attendant & Van Driver Part-Time Permanent Senior Center [Part-Time Permanent Employee]
12. Mazur/_____ Accept Donation From Frank J. Todaro & Family For Crimson King Maple Honoring Victims Of Accident 206 Warner Road [Gifts To Town]
13. Mazur/_____ Approve Transfer 2013 Kubota 4-Wheel Drive Utility Vehicle From Police Department To Parks & Recreation Department [Utility Vehicle]
14. Ruffino/_____ Adopt Bond Resolution For Acquisition Of Equipment, Machinery & Apparatus Highway Department [Bonds & Notes]
15. Ruffino/_____ Adopt Bond Resolution For Acquisition Of Vehicles & Equipment Parks & Recreation Department [Bonds & Notes]
16. Ruffino/_____ Adopt Bond Resolution For Replacement And/Or Reconstruction Various Culverts [Bonds & Notes]
17. Ruffino/_____ Adopt Bond Resolution Town’s Highway Garage (Truck Wash) [Bonds & Notes]
18. Ruffino/_____ Set Public Hearing Re: Increase & Improvement Of Facilities Of Consolidated Water District [Bonds & Notes]
19. Ruffino/_____ Adopt Bond Resolution Reconstruction/Construction Improvements Public Safety Building [Bonds & Notes]
20. Ruffino/_____ Adopt Bond Resolution Various Drainage Improvements [Bonds & Notes]
21. Ruffino/_____ Adopt Bond Resolution Reconstruction/Construction Parks & Recreation Department Garage (Tree Storage) [Bonds & Notes]

9. Presentation of Communications By Town Clerk:
(See Schedule Attached)

10. Persons Addressing the Town Board (on any subject):

The Town Board will hear the concerns of persons desiring to address the Town Board on any Town of Lancaster subject for a period of thirty (30) minutes.

Procedure

1. Raise his/her hand and be recognized by the Supervisor.

2. Give his/her name and address to the Town Clerk.

3. Speak directly to the Town Board members, not the audience, using the microphone provided.

4. Speak **once for five (5) minutes or less**, unless the Town Board grants a speaker an extension of this time limit.

11. Adjournment:

COMMUNICATIONS & REPORTS

- 161. Town Attorney to NYSDEC, US Army Corps of Engineers, Erie County Water Authority, Div. of Sewerage Management, Erie County DPW and NYSDOT – Request for lead agency designation regarding Coordinated Review Motel & Mixed-Use Broadway & Bowen, 5827 Broadway, Proj. #2210. Disposition =**
- 162. Richard Jimenez to Town Clerk –
30-day Advance Notice for a new application for a liquor license for El Amigos Tacos LLC, 3580 Walden Ave., Lancaster, NY. Disposition =**
- 163. Town Clerk to Code Enforcement Officer –
Application for a Special Use Permit for 7-Eleven Inc., 4949 Transit Road. Depew, NY. Disposition =**
- 164. Twin District Fire Company to Town Clerk –
Change in roster. Disposition =**
- 165. Town of Cheektowaga to Town Clerk –
Public Hearing to be held on March 16, 2022 at 7:00PM at Cheektowaga Town Hall regarding a request for an Area Variance for 4800 Transit Road. Disposition =**
- 166. Town of Cheektowaga to Town Clerk –
Public Hearing to be held on March 16, 2022 at 7:00PM at Cheektowaga Town Hall regarding a request for an Area Variance for 6386 Transit Road. Disposition =**
- 167. Charter Communications to Town Clerk –
Upcoming changes to channel line-up. Disposition =**
- 168. Dog Control Officer to Town Board –
Dog Control Monthly Report for February 2022. Disposition =**
- 169. Lancaster Garden Club to Town Board –
Request for permission to hold a Plant and Garden Décor Sale in the parking lot of the Lancaster Senior Center on June 4, 2022. Disposition =**
- 170. Planning Board Chairman to Planning Board, Town Board, Town Attorney, Engineering Consultant, Highway Superintendent and Building Inspector –
Draft copy of minutes from March 2, 2022 Planning Board meeting. Disposition –**
- 171. Planning Board to Town Board –
Memo recommending approval of the site plan for Soil Recycling Facility, 6125 Genesee Street. Proj. #3001. Disposition –**
- 172. Town Clerk to Supervisor –
Request for letter to be sent to the Erie County Commissioner of Finance asking that an extension be granted to the Warrant to collect unpaid 2022 County/Town taxes until June 30, 2022. Disposition =**
- 173. Pierce Young, Esq. to Supervisor and Town Board –
Second formal request for an extension to the previously granted project approval for Theo's Place Multi-Family Development, 5153 Transit Rd. Disposition =**
- 174. Highway Superintendent to Town Board –
Request for resolution to purchase a new and unused 2023 Western Starr 4700SB Truck Cab & Chassis with Viking Cives Equipment from Fleet Maintenance Inc., 67 Ransier Dr., West Seneca, NY. Disposition =**
- 175. Highway Superintendent to Town Board –
Request for resolution to purchase a new and unused SAS 200 Soil and Asphalt Spreader with kit side wing option and kit control panel from Bobcat Company, 250 E. Beaton Dr., West Fargo, ND. Disposition =**

176. Town Engineer to Town Board –
Request for resolution selecting Pre-Qualified A/E Firm List for Supplemental Services for the period April 1, 2022 to March 31, 2025. Disposition =
177. Town Attorney to Town Board and Planning Board –
SEQR response from NYSDEC regarding Dollar General, 5807 Broadway, Proj. #2102. Disposition =
178. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Division of Environmental Planning regarding Preliminary Plat Cross Creek Phase 9, 538 Pavement Rd., Proj. #5055.
Disposition =
179. Lee Chowaniec to Town Board –
Request for information regarding who to contact in Dog Control with questions, comments or concerns regarding dog control operation or construction of new dog shelter. Disposition =
180. Charter Communication to Town Clerk –
Recent programming change on the channel lineup. Disposition =
181. Town Attorney to Town Board & Planning Board –
SEQR response from Erie County Division of Environmental Planning regarding Valvoline Oil Change, 4839 Transit Rd., Proj. #2052. Disposition =
182. Code Enforcement Officer to Town Board –
Recommend probational Special Use Permit with listed conditions for 7-Eleven, Inc., 4949 Transit Rd. Disposition =
183. Code Enforcement Officer to Lucas James, LJ Const. –
Notice of violation/Order to Remedy regarding 0 William St. (SBL#116.00-2-70).
Disposition =
184. Code Enforcement Officer to Town Board –
Request for creation of an additional Building and Zoning Clerk position.
Disposition =
185. Town Engineer to Town Board –
Town Engineer takes no exception to the Application for Special Use Permit, 7-Eleven, 4949 Transit Rd. Disposition =
186. Deputy Highway Superintendent to Town Board –
Request for resolution transferring ownership of a 2013 Kubota 4-wheel drive utility vehicle from the Police Dept. to the Parks & Recreation Dept.
Disposition =
187. National Fuel to Supervisor –
Annual National Fuel Emergency Contact Letter. Disposition =
188. Richard Mathews to Police Chief and Supervisor –
Comments and concerns regarding driver disregard for the stop signs at the intersection of Harewood Run and Enchanted Forest North and request for a Police presence. Disposition =
189. National Fuel to Supervisor –
Request for Public improvement Projects in the Town of Lancaster. Disposition =
190. Deputy Highway Superintendent to Town Board –
Request for resolution to have the backup batteries of the current 911 System located in the old Police Dept. at 525 Pavement replaced by Veritiv Corporation, P.O. Box 70474, Chicago, IL. Disposition =
191. Deputy Highway Superintendent to Town Board –
Request for resolution to accept a donation of a tree from Frank Todaro, 188 Ransom Rd., Lancaster, NY. Disposition =

- 192. Deputy Highway Superintendent to Town Board –
Informing Town Board of costly repairs that are needed for a 2014 Western Star Single Axel Dump Truck. Disposition =**
- 193. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Division of Sewerage Management regarding Anderson’s Site Amendment, 4855 Transit Rd., Proj. #2135. Disposition =**
- 194. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Division of Sewerage Management regarding Mote & Mixed-Use Broadway & Bowen, 5827 Broadway, Proj. #2210.
Disposition =**
- 195. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Division of Sewerage Management regarding Amendment to Original Site Plan Plumb Creek Apartments, 5680 Broadway, Proj. #1143. Disposition =**
- 196. Deputy Highway Superintendent to Town Board –
Request for resolution to purchase one new and unused 2023 Freightliner M2-106 chassis with 10’ stainless steel dump body and plow equipment from Fleet Maintenance, Inc., 67 Ransier Dr., West Seneca, NY. Disposition =**
- 197. Marybeth Gianni to Supervisor and Town Board –
Request for resolution to appoint Kathy L. Brunner, Lancaster, NY to the position of Recreation Attendant and Van Driver permanent part-time for the Senior Citizens Center effective March 22, 2022. Disposition =**
- 198. Deputy Highway Superintendent to Town Board –
Request for resolution to enter into a service agreement with Greater Niagara Mechanical, Inc., 7311 Ward Rd., North Tonawanda for preventative maintenance for the testing and inspecting of HVAC units at the Town of Lancaster Police and Court Building. Disposition =**